
Changes to legislation: Health Act 2009, Paragraph 3 is up to date with all changes known to be in force on or before 09 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 5

INVESTIGATION OF COMPLAINTS ABOUT PRIVATELY ARRANGED OR FUNDED ADULT SOCIAL CARE

PART 1

NEW PART 3A FOR THE LOCAL GOVERNMENT ACT 1974

3 After Schedule 5 (matters not subject to investigation) insert—

“SCHEDULE 5A

Section 34B

MATTERS NOT SUBJECT TO INVESTIGATION UNDER PART 3A

- 1 A matter which could be the subject of an investigation by a Local Commissioner under Part 3.
- 2 A matter which could be the subject of an investigation by the Health Service Commissioner under the HSCA 1993.
- 3 The commencement or conduct of civil or criminal proceedings before any court of law.
- 4 Action taken in respect of appointments or removals, pay, discipline, superannuation or other personnel matters.”

Commencement Information

II Sch. 5 para. 3 in force at 1.10.2010 by S.I. 2010/1863, art. 2

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 2(6)(ca) inserted by [2022 c. 31 Sch. 3 para. 57\(b\)](#)
- s. 2(6)(ea) inserted by [2022 c. 31 Sch. 3 para. 57\(c\)](#)

Commencement Orders yet to be applied to the Health Act 2009

Commencement Orders bringing provisions within this Act into force:

- [S.I. 2011/1255 art. 2](#) amendment to earlier commencing SI 2010/1068 art. 2